

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

March 8, 2000

A. CALL TO ORDER

The March 8, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach of DeSoto County.

Sheriff James A. Riley of the DeSoto County Sheriff’s Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

- Supervisor Jessie Medlin-----District 1
- Supervisor Eugene C. Thach----- District 2
- Supervisor Gerald Clifton-----District 3
- Supervisor John Caldwell-----District 4
- Supervisor Tommy Lewis-----District 5
- W. E. “Sluggo” Davis-----Chancery Clerk
- James. A. Riley-----Sheriff
- David Armstrong-----County Administrator
- William Austin-----Board Attorney

B. INVOCATION

The invocation was presented by Chancery Clerk W. E. “Sluggo” Davis.

C. PLANNING COMMISSION

The Planning Commission brought several items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission.
****See Exhibit C****

D. OLD BUSINESS

1. County Engineer Job Description

County Administrator David Armstrong informed the Board of Supervisors that the County Engineer job description is ready to be advertised. Mr. Armstrong said that County Engineer Daniel Murphey has approved the job description. Supervisor Gerald Clifton made a motion and Supervisor Jessie Medlin seconded the motion to advertise for the position of County Engineer with the salary for the position being negotiable. The **motion passed** by a unanimous vote. ****See Exhibit D.1****

2. Abandoning Goodman Road from ICRR to Highway 161

This item was held over by the Board of Supervisors.

ITEM D.3, CONTINUED,

3. Approval to Pay Claim to Jeanette Martin

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Supervisor John Caldwell made the motion and Supervisor Gerald Clifton seconded the motion to pay claim number 3194 for Circuit Clerk fees to Jeanette Martin and authorized the clerk to write the check. The **motion passed** by a unanimous vote.

4. Approval of CDBG Architect

County Administrator David Armstrong informed the Board of Supervisors that the proposals for architectural services for the CDBG Program had been reviewed and that he recommended Marvin Johnson as the CDBG Architect. Supervisor Gerald Clifton made the motion and Supervisor Tommy Lewis seconded the motion to hire Marvin Johnson to provide the architectural services for the CDBG Program. The **motion passed** by a unanimous vote. ****See Exhibit D.4****

5. Chris Gouras - CDBG Funds

Chris Gouras of Gouras and Associates informed the Board of Supervisors that Architect Marvin Johnson had redesigned the building for Human Services and also included a 50' x 100' shed for Building and Grounds and Civil Defense equipment. Mr. Johnson said that he recommended a metal building with brick veneer. Mr. Johnson said the building was designed to be easily expanded for future growth.

Chris Gouras said that with this design the County will have to pay approximately \$1.2 million in excess of the grant match. Mr. Gouras said a resolution is needed stating the County's plan to finance the project. Mr. Gouras said that this is a proposed design and that the project can vary after the grant is awarded.

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to proceed with the CDBG grant application and authorize Gouras and Associates to apply for a CDBG grant for public facilities funds. The **motion passed** by a unanimous vote. ****See Exhibit D.5****

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to send a resolution of intent to provide financing for CDBG funds with the grant application. The **motion passed** by unanimous vote.

E. NEW BUSINESS

1. Public Hearing - CDBG Funds - Economic Development

The Board President, Supervisor Eugene Thach, called for a public hearing on the subject of CDBG Funds for Economic Development. Chris Gouras of Gouras and Associates said the intent of the public hearing was to inform the public of the County's intention to apply for CDBG funds for economic development to clean up an environmental problem on County property. No person came forward to address the Board. Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion to close the public hearing for CDBG Funds for Economic Development. The **motion passed** by a unanimous vote. ****See Exhibit E.1****

2. Public Hearing - CDBG Funds - Public Facilities

The Board President, Supervisor Eugene Thach, called for a public hearing on the subject of CDBG Funds for Public Facilities. Chris Gouras of Gouras and Associates said the intent of the

ITEM E.2, CONTINUED,

public hearing was to inform the public of the County's intention to apply for up to \$450,000.00 in CDBG funds for a public building. Mr. Gouras said that the applications for CDBG funds

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are due the week of April 10, 2000 and that the County will be responsible for matching funds if the grant is received. No person came forward to address the Board. Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to close the public hearing for CDBG Funds for Public Facilities. The **motion passed** by a unanimous vote.
****See Exhibit E.2****

3. Demery Grubbs - Proposed Bond Issue

Demery Grubbs addressed the Board of Supervisors regarding financial plans for future projects. Mr. Grubbs presented a list of the potential County projects and the cost of each for the Board to review.

Mr. Grubbs said that there was a consensus of \$16 million for the road improvements and he recommends 15 year bonds. Mr. Grubbs said the bonds for the road improvements will not commit the County to particular roads and the amount can be less than \$16 million. Mr. Grubbs said the intent resolution has to run three consecutive weeks in the newspaper.

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to adopt an intent resolution to issue general obligation road and bridge bonds, Series 2000, not to exceed \$16,000,000.00. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----NO
Supervisor Gerald Clifton-----YES
Supervisor John Caldwell-----NO
Supervisor Tommy Lewis-----YES

Supervisor Gerald Clifton made a motion and Supervisor Jessie Medlin seconded the motion to authorize Demery Grubbs to prepare the necessary paperwork to establish a line of credit not to exceed \$10,000,000.00 with the State Development Bank for the funding of future County projects. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----YES
Supervisor John Caldwell-----NO
Supervisor Tommy Lewis-----YES

****See Exhibit E.3****

Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to recess until 1:30 p.m. The **motion passed** by a unanimous vote.

4. Jail Inspection

In accordance with Section 19-5-1 of the Mississippi Code Annotated of 1972, which states that at least annually, and as often as it may think proper, the Board of Supervisors, or a competent person authorized by the Board of Supervisors, shall examine into the state and condition of the jail, in regard to its safety, sufficiency and accommodation of the prisoners, and from time to time take such legal measures as may best tend to secure the prisoners against escape, sickness and infection, and have the jail cleansed.

ITEM E.4, CONTINUED,

Having completed such inspection, Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to acknowledge the inspection of the DeSoto County Jail by the Board of Supervisors as outlined in Section 19-5-1 of the Mississippi Code Annotated.

The **motion passed** by a unanimous vote.

5. Budget Amendment

a. Sheriff’s Department

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve a budget amendment for the Sheriff’s Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Increase	001-200-941	Settlement of Claim	\$20,000.00
Decrease	001-901-999	General County Fund	\$20,000.00

The **motion passed** by a unanimous vote. ****See Exhibit E.5.a****

b. Family and Children Services

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor Jessie Medlin seconded the motion to approve a budget amendment for Family and Children Services under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows and authorized the Clerk to write the checks in the amount of \$89.00 each for four social workers to attend the 2000 Southern Regional Social Work Conference:

Decrease	001-456-467	Workers Comp Insurance	\$ 291.00
Increase	001-456-587	Training	\$ 291.00

The **motion passed** by a unanimous vote. ****See Exhibit E.5.b****

6. Interfund Transfer - Metro Narcotics

At the recommendation of Comptroller Joyce Riales, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to authorize and instruct the Chancery Clerk, pursuant to Section 41-29-185 of the Mississippi Code of 1972, as amended, to transfer the following forfeited funds that were seized by Metro Narcotics:

<u>Case Number</u>	<u>Defendant</u>	<u>Date Seized</u>	<u>County Receipt #</u>	<u>Amount</u>
DC-0230-1-99	Terry E. Wallace	12/29/99	10337	\$ 138.00

Transfer From	123-900-950	Metro Narcotics Seized	\$ 138.00
Transfer To	105-000-388	Metro Narcotics Forfeitures	\$ 138.00

The **motion passed** by a unanimous vote. ****See Exhibit E.6****

7. IS - Approval of Training

Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to
ITEM E.7, CONTINUED,

approve training for Mary Jane Thaxton to attend the three day class, How to Design a Web Page, at Northwest Community College and authorized the Clerk to write a check in the amount of \$75.00 for the registration fee. The **motion passed** by a unanimous vote. ****See Exhibit E.7****

8. Approval to Clean County Owned Lot between Olive Branch Library and Maxwell Building

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to instruct the Road Manager to clean the County owned lot between the Olive Branch Library and the Maxwell Building. The **motion passed** by a unanimous vote.

9. BellSouth Disputed Taxes

County Administrator David Armstrong informed the Board of Supervisors that BellSouth has settled the disputed tax claim and will pay any and all disputed taxes. Mr. Armstrong said the full amount has been received from BellSouth. ****See Exhibit E.9****

10. Federal Credit Union Approval

County Administrator David Armstrong informed the Board of Supervisors that he received a letter from the FAA Federal Credit Union informing him that DeSoto County’s application to join the FAA Federal Credit Union has been approved and that the application has been forwarded to the National Credit Union Administration for final approval. ****Exhibit E.10****

11. Approval of Late Bills

- a. Engineering Associates**
- b. Waggoner Engineering**

At the recommendation of County Administrator David Armstrong, Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to pay the late bills from Engineering Associates in the amount of \$1,320.13 and from Waggoner Engineering in the amount of \$2,653.50 for expenses incurred during the trip to Washington, D. C. January 24, 2000 through January 27, 2000 for the Wastewater Program and authorized the Clerk to write the checks. The **motion passed** by a unanimous vote. ****See Exhibit E.11.a. and Exhibit E.11.b****

12. Making Destruction of Unused Checks a Part of Minutes

Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion to make the destruction of the following unused payroll and accounts payable checks on accounts that have been closed a part of the minutes:

<u>Payroll</u>	<u>Account Number</u>	<u>Check Numbers</u>
Bank of Mississippi	801135	9376-13200; 19504-19550; 20222-20500
Trustmark Bank	0094161	2173-2600; 8006-8048
Deposit Guaranty	0091790	4003-4600; 11568-12600; 12776-13400
<u>Accounts Payable</u> <u>(General Fund)</u>		
Deposit Guaranty	0091782	14164-14200; 17298-21200

ITEM E.12, CONTINUED,

Deposit Guaranty	0806729	24878-25450
Bank of Mississippi	801127	19026-19150

The **motion passed** by a unanimous vote. ****See Exhibit E.12****

13. Authorization for Board President to Sign Quitclaim Deed to Walls Water Association

Board Attorney Bill Austin informed the Board of Supervisors that the authorization is needed for the Board President to sign the quitclaim deed to Walls Water Association. Mr. Austin said the deed is for a water tank that is in the County's name, because general obligation bonds were issued on the project.

Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to approve the quitclaim deed to transferring ownership of a two hundred thousand gallon water tank and tank site and access easement and waterline easement from DeSoto County to Walls Water Association and authorized the Board President to sign the quitclaim deed to Walls Water Association. The **motion passed** by a unanimous vote. ****See Exhibit E.13****

F. EXECUTIVE SESSION

The "Executive Session" portion of this meeting is presented under the portion of minutes called "Executive Session."

G. OTHER ISSUES

1. Central Maintenance Equipment

Road Manager Kenny Gunn gave an overview of the warranty coverage of Central Maintenance trucks to the Board of Supervisors. Mr. Gunn said that the axle needs to be replaced again on the first truck that broke and that the warranty will not cover the damage. Mr. Gunn said the cost to replace the axle is \$1,102.00. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to replace the axle on the truck at a cost of \$1,102.00. The **motion passed** by a unanimous vote.

2. Codification

Supervisor John Caldwell asked about the status of the Codification. Vanessa Lynchard said that a rough draft will be available in approximately four weeks. Vanessa said that by providing more information, \$750.00 can be subtracted from the cost of the contract.

3. Resolution for Traffic Count at Bethel Road and Highway 305

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to send a resolution to the Highway Department requesting a traffic study at Bethel Road and Highway 305 and for consideration of some type of signalization. The **motion passed** by a unanimous vote.

4. Continuing Disclosure Agreement

At the recommendation of Board Attorney Bill Austin, Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to retain Don Clarke to approve the continuing disclosure agreement prepared by Butler, Snow, O'Mara, Stevens, and Cannada as counsel in connection with obligations and other legal representation of DeSoto County in

ITEM G.4, CONTINUED,

regard to bonds and to authorize the Board President to sign the continuing disclosure agreement as prepared by Butler, Snow, O'Mara, Stevens, and Cannada. The **motion passed** by a unanimous vote. ****See Exhibit G.4****

5. Bioassessment Agreement

At the recommendation of Board Attorney Bill Austin, Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion for DeSoto County to enter into an agreement with the Corps of Engineers to participate in a bioassessment study. The **motion**

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passed by a unanimous vote. ****See Exhibit G.5****

Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to recess until March 20, 2000 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 8th day of March, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

EUGENE C. THACH, President
DeSoto County Board of Supervisors

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